

AN ORDINANCE

98847

AMENDING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$30,335.00 FROM CERTIFICATES OF OBLIGATION TO MADELINE ANZ SLAY ARCHITECTURE, P.L.L.C., FOR ADDITIONAL DESIGN WORK IN CONNECTION WITH THE 2003 POOL FACILITY ADA IMPROVEMENTS PROJECT, LOCATED IN COUNCIL DISTRICTS 5, 6 AND 7; AUTHORIZING \$3,300.00 FOR MISCELLANEOUS ARCHITECTURE CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF \$33,635.00; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

\* \* \* \* \*

**WHEREAS**, funding of \$550,000.00 from Certificates of Obligation has been identified for the Elmendorf Park Bath House ADA Modifications Project and \$403,000.00 from Certificates of Obligation has been identified for the Cuellar Park and Monterrey Park Bath House ADA Project; and

**WHEREAS**, Elmendorf Park Pool, is located at 3700 W. Commerce in City Council District 5; Cuellar Park Pool, is located at 5626 San Fernando in City Council District 6; and Monterrey Park Pool, is located at 5909 W. Commerce in City Council District 7; and

**WHEREAS**, the firm of Madeline Anz Slay Architecture, PLLC, a SDWBE firm, was selected through Ordinance 97461 on April 14, 2003 to design improvements that focus on ADA modifications and renovations to the three pool facilities including path of travel, locker rooms, restrooms, pool access, pool decking, and other improvements as required by the United States Department of Justice; and

**WHEREAS**, during the course of the ADA design, investigation studies of the building and site at Elmendorf Park Pool have revealed that the sum of all of the modifications to the facility would meet or exceed the cost of replacement and so the decision was made to amend the scope of work to design a replacement facility instead of modifying the old facility; and

**WHEREAS**, the amended scope of work will be for professional design services for replacement of the existing bath house at Elmendorf Park Pool; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**Section 1.** The existing contract with the firm of Madeline Anz Slay Architecture, PLLC, a SDWBE firm to provide architectural services for Elmendorf Park Bath House ADA

Modifications Project is hereby amended to provide additional services for the fee of \$30,335.00.

**Section 2.** The budget in Fund 43-182095, 2002 Parks And Recreation Improvements, shall be revised by reducing Index Code 758219, entitled Unallocated Appropriations: Proceeds, by the amount of \$33,635.00.

**Section 3.** The amount of \$30,335.00 is appropriated in Fund 43-182003, 2002 Parks and Recreation Improvements, in index code 754150, entitled Architect Fees, and is authorized to be encumbered and made payable to Madeline Anz Slay Architecture, PLLC, in connection with the 2003 Pool Facility ADA Improvements Project.

**Section 4.** The amount of \$3,300.00 is appropriated in Fund 43-182003, 2002 Parks and Recreation Improvements, in index code 754168, entitled Architect Contingency, and is authorized to be encumbered and made payable for architect contingency expenses, including code requirements, unknown hidden existing conditions and project betterment, in connection with the 2003 Pool Facility ADA Improvements Project.

**Section 5.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

**Section 6.** This ordinance shall be effective on February 29, 2004.

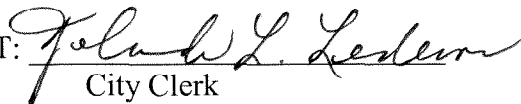
PASSED AND APPROVED this 19<sup>th</sup> day of February 2004.



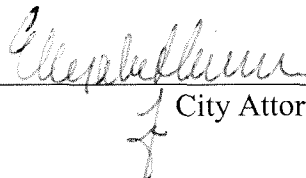
M A Y O R

EDWARD D. GARZA

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
City Attorney